

# **REMARKS**

Claims 1-40 are pending. Claims 1-40 have been rejected. Claims 1, 11, 21 and 31 have been amended. Claims 2, 3, 12, 13, 22, 23, 32, and 33 have been deleted.

## 35 U.S.C. § 102(b)

Claims 1-3, 6-7, 11-13, 16-17, 21-23, 26-27, 31-33 and 36-37 are rejected under 35 U.S.C. § 102(e) as being allegedly anticipated by Mathis (U.S. Pub No. 20030119540).

The Applicants have amended claim 1 to include all of the features of claims 2-3. The Applicants respectfully submit that this amendment has now rendered the rejection moot.

The Applicants submit that Mathis fails to teach or suggest at least the features of receiving a response from the server indicating that initiating the group call is in progress, alerting the user to provide media and buffering the media for transmission after a traffic channel is re-established.

On page 1, session [0009], lines 6-10, the “contact list is kept current using information sent from a central server or obtained from an equivalent distributed algorithm. This contact information is displayed or otherwise made available to each radio’s user.” Therefore, Mathis simply maintains a contact list that contains the current presence status of talk groups and of individual users. Mathis fails to teach or suggest receiving a response from the server indicating that initiating the group call is in progress.

Furthermore, on page 2, session [0017] of Mathis, the visual display of the user changes to show an unavailable status of the user. In lines 8-10 of session [0017], Mathis discloses “Alternate embodiments are possible that use other symbols or indicators to indicate the presence

status value.” Mathis fails to teach or suggest alerting the user to provide media as claimed by the Applicants, but rather Mathis simply indicates a status.

Additionally, on page 1, session [0002] lines 16-22 , Mathis discloses:

In trunking style systems, a control function will supervise radio channel and resource assignment, and control user access to efficiently share the communication medium. In conventional style systems, sharing control is a user responsibility and users cooperate in access to the radio channel; talk groups are effectively determined dynamically based on radio channel assignments.

The preceding paragraph of Mathis specifically referenced in the Office Action fails to teach or suggest buffering the media for transmission after a traffic channel is re-established.

There is no mention of buffering the media for transmission or re-establishing a traffic channel.

Thus, Applicants respectfully submit that Mathis fails to teach or suggest at least these features and combinations thereof as variously recited in amended claim 1. Therefore, for at least the reasons presented above, it is respectfully submitted that the rejection be withdrawn and that claim 1 be allowed.

Claims 4-10 are dependent claims that depend upon independent claim 1 and should be allowable for at least the same reasons presented above regarding claim 1 as well as the additionally recited features found in these claims.

Claim 11 is an independent claim that has been amended in a related manner to independent claim 1 and should be allowable for at least the same reasons presented above regarding claim 1.

Claims 14-20 are dependent claims that depend upon independent claim 11 and should be allowable for at least the same reasons presented above regarding claim 11 as well as the additionally recited features found in these claims.

Claim 21 is an independent claim that has been amended in a related manner to independent claim 1 and should be allowable for at least the same reasons presented above regarding claim 1.

Claims 24-30 are dependent claims that depend upon independent claim 21 and should be allowable for at least the same reasons presented above regarding claim 21 as well as the additionally recited features found in these claims.

Claim 31 is an independent claim that has been amended in a related manner to independent claim 1 and should be allowable for at least the same reasons presented above regarding claim 1.

Claims 34-40 are dependent claims that depend upon independent claim 31 and should be allowable for at least the same reasons presented above regarding claim 31 as well as the additionally recited features found in these claims.

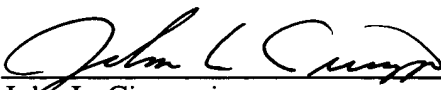
## CONCLUSION

In light of the amendments contained herein, Applicants submit that the application is in condition for allowance, for which early action is requested.

Please charge any fees or overpayments that may be due with this response to Deposit Account No. 17-0026.

Respectfully submitted,

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By:   
John L. Ciccozzi  
Reg. No. 48,984  
(858) 845-2611

QUALCOMM Incorporated  
Attn: Patent Department  
5775 Morehouse Drive  
San Diego, California 92121-1714  
Telephone: (858) 658-5787  
Facsimile: (858) 658-2502